

ORDINANCE NO. 1-17

**AN ORDINANCE LIMITING THE TIME
WITHIN THE TOWN OF ORESTES FOR THE PLACEMENT OF TRASH AND
RECYCLING RECEPTACLES
WITHIN RIGHT-OF-WAYS OF THE TOWN AND AMENDING ORDINANCE 1480**

WHEREAS, the Town of Orestes has decided in the interests of maintaining the appearance and order of the community it is desired to limit the time within which solid waste and recycling receptacles within the Town may be kept within the right-of-way prior to and following the removal of such waste by the duly authorized carrier for the Town; and

WHEREAS, it has been determined that a reasonable length of time for keeping such receptacles within the right-of-way is a period of time constituting the day before and after such scheduled time.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Orestes as follows:

Section I: Receptacles used for the storage and removal of solid waste and recycling items by the duly authorized carrier for the Town shall not be placed nor kept within any right-of-way area of the Town earlier than one day before the regularly scheduled day for such removal nor later than the day after such removal.

Section II: Ordinance 1480 entitled “An Ordinance Prohibiting Trash, Abandoned Vehicles, Litter and Other Items From Being Upon Premises Within the Town of Orestes” is now hereby amended to add to the definition of “Trash” the following: The definition of “trash” shall also include any receptacle used for the storage and removal of solid waste and recycling items by the duly authorized carrier for the Town, not in compliance with Ordinance 1-17,

and which is not stored within or proximately next to any improved structure upon the premises, or which otherwise is visible from the public right-of way.

Section III: Enforcement: The owner or occupant of the premises for which solid waste and recycling removal services is to be provided shall be responsible for complying with the provisions of this ordinance. Upon a first violation of this ordinance, a written warning shall be issued by the Town Marshall. Subsequent violations may be punished by the assessment of a fine not to exceed Fifty Dollars (\$50.00).

Section IV: This ordinance shall be in effect from and after its passage by the Council and publication as by law required.

PASSED AND ADOPTED by the Town Council of the Town of Orestes, Indiana, on the

24 day of January, 2017.

TOWN COUNCIL OF TOWN OF ORESTES

BY John J. Shettle
President

Catherine M. Bowyer
Member

Kathryn Lanthorn
Member

ATTEST:

Erin A. Atwood
Clerk/Treasurer

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